

Attorney Docket No. KYPH-024/00US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Reynaldo A. OSORIO et al. Examiner: Cumberledge, Jerry L.

Serial No.: 10/783,723 Art Unit: 3733

Filed: February 20, 2004 Confirmation No.: 6618

For: **A RECONSTRUCTED VERTEBRAL BODY INCLUDING REGIONS OF
CANCELLOUS BONE AND REGIONS OF BONE FILLER MATERIAL**
(As Amended June 26, 2007)

U.S. Patent and Trademark Office
Randolph Building
401 Dulany Street
Alexandria, VA 22314

INTERVIEW SUMMARY UNDER 37 C.F.R. §1.133(b)

The undersigned appreciates the time and attention extended by Examiner Cumberledge during the two telephonic interviews conducted on August 21, 2007. During the interviews, the Applicants called to the Examiner's attention that the Information Disclosure Statement and the Reply and Amendment filed June 29, 2007 were mistakenly filed by the former attorney of record for the Applicants. In fact, the current attorney of record filed a Revocation and New Power by Assignee on June 26, 2007, along with a Reply and Amendment responsive to the Office Action mailed December 26, 2006. Accordingly, the Examiner agreed to disregard the Amendment filed June 29, 2007 and enter the Amendment filed June 26, 2007 after the Revocation and New Power by Assignee filed on June 26, 2007 has been accepted by the U.S. Patent and Trademark Office.

The Applicants believe that the Reply and Amendment filed June 26, 2007 is a full and complete response to the outstanding Office Action and, as such, the present application is in condition for allowance. If the Examiner believes, for any reason, that further personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

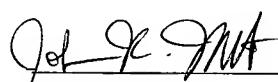
Prompt and favorable consideration of this application is respectfully requested.

Dated: 31-AUG-2007

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Respectfully submitted,
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